SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 1 be amended to read as follows:

Page 6, between lines 9 and 10, begin a new paragraph and insert: 1 2 "SECTION 3. IC 8-15-2-1, AS AMENDED BY P.L.47-2006, 3 SECTION 8, AND AS AMENDED BY P.L.1-2006, SECTION 156, IS 4 CORRECTED AND AMENDED TO READ AS FOLLOWS 5 [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) In order to remove the 6 handicaps and hazards on the congested highways in Indiana, to 7 facilitate vehicular traffic throughout the state, to promote the agricultural and industrial development of the state, and to provide for 8 9 the general welfare by the construction of modern express highways 10 embodying safety devices, including center division, ample shoulder widths, long sight distances, multiple lanes in each direction, and grade 11 12 separations at intersections with other highways and railroads, the 13 authority may: 14 (1) subject to subsection (d), construct, reconstruct, maintain, repair, and operate toll road projects at such locations as shall be 15 16 approved by the governor; 17 (2) in accordance with such alignment and design standards as 18 shall be approved by the authority and subject to IC 8-9.5-8-10, 19 issue toll road revenue bonds of the state payable solely from 20 funds pledged for their payment, as authorized by this chapter, to 21 pay the cost of such projects; (3) finance, develop, construct, reconstruct, improve, or maintain 22 23 improvements for manufacturing, commercial, or public 24 transportation activities within a county through which a toll road 2.5 passes; 26 (4) in cooperation with the Indiana department of transportation 27 or a political subdivision, construct, reconstruct, or finance the 28 construction or reconstruction of an arterial highway or an arterial 29 street that is located within a county through which a toll road 30 passes and that: 31 (A) interchanges with a toll road project; or

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1	(B) intersects with a road or a street that interchanges with a
2	toll road project;
3	(5) finance improvements necessary for developing transportation corridors in northwestern Indiana; and
5	(6) exercise these powers in participation with any governmental
6	entity or with any individual, partnership, limited liability
7	company, or corporation.
8	(b) Notwithstanding subsection (a), the authority shall not construct,
9	maintain, operate, nor contract for the construction, maintenance, or
10	operation of transient lodging facilities on, or adjacent to, such toll road
11	projects.
12	(c) This chapter:
13	(1) applies to the authority only when acting for the purposes set
14	forth in this chapter; and
15	(2) does not apply to the authority when acting under any other
16	statute for any other purpose.
17	(d) Notwithstanding any other law, neither the authority nor an
18	operator selected under IC 8-15.5 may carry out any of the following
19	activities under this chapter unless the general assembly enacts a
20	statute authorizing that activity:
21	(1) Carrying out construction for Interstate Highway 69 in a
22	township having a population of more than seventy-five thousand
23	(75,000) and less than ninety-three thousand five hundred
24	(93,500).
25	(2) Imposing tolls on motor vehicles for use of the part of an
26	interstate highway that connects a consolidated city and a city
27	having a population of more than eleven thousand five hundred
28	(11,500) but less than eleven thousand seven hundred forty
29	(11,740).
30	(3) Carrying out the construction of the Indiana Commerce
31	Connector within the boundaries of Moral Township in
32	Shelby County.
33	(e) As used in this section, "Indiana Commerce Connector"
34	means a limited access facility beginning at Interstate Highway 69
35	in Madison County and ending at Interstate Highway 70 in
36	Hendricks County or Morgan County.".
37	Page 7, between lines 14 and 15, begin a new line block indented
38	and insert:
39	"(4) Carry out the construction of the Indiana Commerce
40	Connector within the boundaries of Moral Township in
41	Shelby County.".
42	Page 8, between lines 4 and 5, begin a new line block indented and
43	insert:
44	"(3) Carrying out the construction of the Indiana Commerce
45	Connector within the boundaries of Moral Township in
46	Shelby County.

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(c) As used in this section, "Indiana Commerce Connector"

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means a limited access facility beginning at Interstate Highway 69 in Madison County and ending at Interstate Highway 70 in Hendricks County or Morgan County.".

Page 8, between lines 38 and 39, begin a new line block indented and insert:

"(4) Carrying out the construction of the Indiana Commerce Connector within the boundaries of Moral Township in Shelby County.".

Page 12, between lines 13 and 14, begin a new line block indented and insert:

"(4) Carry out the construction of the Indiana Commerce Connector within the boundaries of Moral Township in Shelby County.

SECTION 10. IC 8-23-7-23, AS AMENDED BY P.L.47-2006, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 23. (a) Subject to subsection (c), the department may, after issuing an order and receiving the governor's approval, determine that a state highway should become a toll road. An order under this section does not become effective unless the authority adopts a resolution to accept the designated state highway, or part of the highway, as a toll road project under the conditions contained in the order. An order issued by the department under this section must set forth the conditions upon which the transfer of the state highway, or part of the highway, to the authority must occur, including the following:

- (1) The consideration, if any, to be paid by the authority to the department.
- (2) A requirement that the authority:
 - (A) enter into a contract or lease with the department with respect to the toll road project under IC 8-9.5-8-7 or IC 8-9.5-8-8; or
 - (B) enter into a public-private agreement with an operator with respect to the toll road under IC 8-15.5.
- (b) To complete a transfer under this section, the department must, with the governor's approval, execute a certificate describing the real and personal property constituting or to be transferred with the state highway that is to become a toll road project. Upon delivery of the certificate to the authority, the real and personal property described in the certificate is under the jurisdiction and control of the authority.
- (c) Notwithstanding any other law, neither the authority nor an operator may carry out any of the following activities under this section unless the general assembly enacts a statute authorizing that activity:
 - (1) Carrying out construction for Interstate Highway 69 in a township having a population of more than seventy-five thousand (75,000) and less than ninety-three thousand five hundred (93,500).
 - (2) Imposing tolls on motor vehicles for use of the part of an

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1	interstate highway that connects a consolidated city and a city
2	having a population of more than eleven thousand five hundred
3	(11,500) but less than eleven thousand seven hundred forty
4	(11,740).
5	(3) Carrying out the construction of the Indiana Commerce
6	Connector within the boundaries of Moral Township in
7	Shelby County.
8	(d) As used in this section, "Indiana Commerce Connector"
9	means a limited access facility beginning at Interstate Highway 69
0	in Madison County and ending at Interstate Highway 70 in
1	Hendricks County or Morgan County.".
2	Renumber all SECTIONS consecutively.
	(Reference is to SB 1 as printed February 2, 2007.)

Senator JACKMAN

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